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JIANHUA FAN  
APT. C-2  
5800 MAUDINA AVENUE  
NASHVILLE, TN 37209

COPY MAILED

OCT 16 2006

OFFICE OF PETITIONS

In re Application of :  
Jianhua Fan :  
Application No. 10/050,661 : DECISION ON PETITION  
Filed: January 16, 2002 : UNDER 37 CFR 1.137(b)  
For: EASY MOP :

This is a decision on the petition under 37 CFR 1.137(b), filed February 6, 2006, to revive the above-identified application.

The petition is **DISMISSED**.

Any request for reconsideration of this decision must be submitted within TWO (2) MONTHS from the mail date of this decision. Extensions of time under 37 CFR 1.136(a) are permitted. The reconsideration request should include a cover letter entitled "Renewed Petition under 37 CFR 1.137(b)." This is **not** a final agency action within the meaning of 5 U.S.C. § 704.

A grantable petition under 37 CFR 1.137(b) must be accompanied by: (1) the required reply, unless previously filed; (2) the petition fee as set forth in 37 CFR 1.17(m); (3) a statement that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 CFR 1.137(b) was unintentional; and (4) any terminal disclaimer (and fee as set forth in 37 CFR 1.20(d)) required by 37 CFR 1.137(d). Where there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137 was unintentional, the Director may require additional information. See MPEP 711.03(c). The instant petition lacks item(s) (1) and (2) above.

As to item (1), petitioner has submitted \$390 for the filing fee for the Request for Continued Examination under 37 CFR 1.114, whereas, the correct amount is currently \$395. Accordingly, a

balance due of \$5 is required to complete the filing fee for the Request for Continued Examination.

As to item (2) above, the rules and statutory provisions governing the operations of the U.S. Patent and Trademark Office require payment of a fee on filing each petition to revive an abandoned application for patent based on unintentional delay. In this instance, the fee required by law is \$750. The petition in the above-identified application was not accompanied by payment of the required fee. Petitioner's deposit account does not have sufficient funds to charge the petition fee (or the \$5 balance due for the filing fee for the Request for Continued Examination). Therefore, no consideration on the merits can be given the petition to revive until the required fee is received.

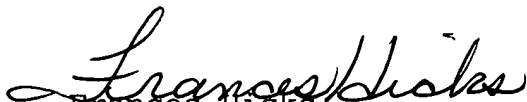
Further correspondence with respect to this matter should be addressed as follows:

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Any questions concerning this matter may be directed to the undersigned at (571) 272-3218.

  
Frances Hicks  
Petitions Examiner  
Office of Petitions